



THE UNIVERSITY *of* EDINBURGH

Edinburgh Research Explorer

New Discussion Paper published on third party rights in contract law

Citation for published version:

Hogg, M, *New Discussion Paper published on third party rights in contract law*, 2014, Web publication/site, Obligations Law Blog. <<http://www.obligations.law.ed.ac.uk/2014/03/29/new-discussion-paper-published-on-third-party-rights-in-contract-law/>>

Link:

[Link to publication record in Edinburgh Research Explorer](#)

Document Version:

Publisher's PDF, also known as Version of record

Publisher Rights Statement:

© Hogg, M. (Author). (2014). New Discussion Paper published on third party rights in contract law. Obligations Law Blog.

General rights

Copyright for the publications made accessible via the Edinburgh Research Explorer is retained by the author(s) and / or other copyright owners and it is a condition of accessing these publications that users recognise and abide by the legal requirements associated with these rights.

Take down policy

The University of Edinburgh has made every reasonable effort to ensure that Edinburgh Research Explorer content complies with UK legislation. If you believe that the public display of this file breaches copyright please contact openaccess@ed.ac.uk providing details, and we will remove access to the work immediately and investigate your claim.



OBLIGATIONS LAW BLOG

Obligations Law Blog

[Home](#) [Sample Page](#)

← [The transmission of liability for exposure to asbestos](#)

[The importance of fundamental structural language in the law of obligations](#) →

New Discussion Paper published on third party rights in contract law

Posted on [March 29, 2014](#) by [mhogg](#)

The Scottish Law Commission published yesterday a Discussion Paper on third party rights in contract law (the DP may be downloaded [here](#)). This is an important area of contract law, and reform has been long overdue; ever since the English Law relating to third party rights underwent a sea change in the Contracts (Rights of Third Parties Act 1999), the Scots law in this field has looked distinctly outdated and, more importantly, uncertain. The Scottish Law Commission is considering encapsulating the law of third party rights in a modern, comprehensive Act (an alternative would be simply to tidy up uncertain areas of the law). This observer would strongly favour the comprehensive, statutory option, as part of a more general move towards codification of the law of obligations. Such a codification would set out the law in a clear, easily accessible fashion, thereby making the law of obligations easily accessible to the general public and resolving the problems caused by the many muddled and unclear parts of our law.

Comments are invited by the Scottish Law Commission on the DP by 20th June 2014.

This entry was posted in [Uncategorized](#). Bookmark the [permalink](#).

← [The transmission of liability for exposure to asbestos](#)

[The importance of fundamental structural language in the law of obligations](#) →

Leave a Reply

Your email address will not be published. Required fields are marked *

Name *

Email *

Website

Comment

You may use these [HTML](#) tags and attributes: `` `<abbr title="">` `<acronym title="">` `` `<blockquote cite="">` `<cite>` `<code>` `<del datetime="">` `` `<i>` `<q cite="">` `<strike>` ``

Recent Posts

- [Enforcing promises/contracts of a social nature](#)
- [A negative review of our hotel? That will be \\$500 please!](#)
- [Personal injury and the peril of seagulls](#)
- [The importance of fundamental structural language in the law of obligations](#)
- [New Discussion Paper published on third party rights in contract law](#)

Recent Comments

- [Elliott](#) on [A football agent's contractual remuneration](#)
- [Hector MacQueen](#) on [Personal injury and the peril of seagulls](#)
- [Stephen Bogle](#) on [Promises, assurances, and collateral warranties: new judicial observations](#)

Archives

- [January 2015](#)
- [August 2014](#)
- [May 2014](#)
- [March 2014](#)
- [January 2014](#)
- [November 2013](#)
- [October 2013](#)
- [September 2013](#)
- [August 2013](#)
- [July 2013](#)
- [May 2013](#)


Categories

- [Contract](#)
- [Delict](#)
- [Personal injury](#)
- [Uncategorized](#)
- [Unjustified enrichment](#)

Meta

- [Log in](#)
- [Entries RSS](#)
- [Comments RSS](#)
- [WordPress.org](#)

Obligations Law Blog

 Proudly powered by [WordPress](#).